

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

YONY SOSA, on behalf of himself and all other  
persons similarly situated,

Plaintiff,

-against-

FRANS CHOCOLATES, LTD.,

Defendant.

USDC SDNY  
DOCUMENT  
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DATE FILED: 6/23/2021

1:21-cv-03791-MKV

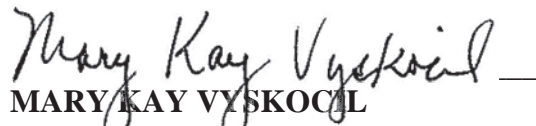
ORDER

MARY KAY VYSKOCIL, United States District Judge:

Defendant has filed a notice informing the Court that the parties have reached a settlement in principle [ECF No. 10]. Accordingly, IT IS HEREBY ORDERED that the above-captioned action is discontinued without costs to any party and without prejudice to restoring the action to this Court's calendar if the parties are unable to memorialize their settlement in an agreement and as long as if the application to restore the action is made by **July 23, 2021**. If no such application is made by that date, today's dismissal of the action is with prejudice. *See Muze, Inc. v. Digital On Demand, Inc.*, 356 F.3d 492, 494 n.1 (2d Cir. 2004).

**SO ORDERED.**

**Date: June 23, 2021**  
**New York, NY**

  
**MARY KAY VYSKOCIL**  
**United States District Judge**